



US Army Corps  
of Engineers  
Seattle District

# Public Notice of Application for Permit

Regulatory Branch  
Post Office Box 3755  
Seattle, Washington 98124-3755  
Telephone (206) 764-3495  
ATTN: Rozwin Liera, Project Manager

Public Notice Date: July 05, 2006  
Expiration Date: July 19, 2006  
Reference: 200501433  
Name: Barbo, Charles

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## 15 DAY PUBLIC NOTICE

Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of 1899, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

APPLICANT: Mr. Charles Barbo  
508 McGilvoy Blvd E.  
Seattle, Washington 98112  
206-766-4202

AGENT: Coastal Geologic Services Inc.  
701 Wilson Avenue  
Bellingham, Washington 98225-7348  
Mr. Jim Johannessen  
Telephone: 360-647-1845

LOCATION: Mosquito Pass, San Juan Island, San Juan County, Washington

WORK: Place 365 cubic yards of sand and fine gravel below the Mean Higher High Water line and 135 cubic yards of sand and fine gravel above the Mean Higher High Water line.

PURPOSE: Reduce Bank erosion and provide recreational beach and potential surf smelt spawning habitat.

ENDANGERED SPECIES: The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat. The following list of species in the State of Washington and our preliminary determination for them may occur in the proposed project area. For Puget Sound Chinook, Hood Canal summer chum, Puget Sound Bull trout, Steller Sea-Lion, Marbled Murrelet critical habitat has been designated. Informal consultation under Section 7 of the ESA has been initiated with the NMFS and the USFWS.

Puget Sound Chinook (*Oncorhynchus tshawytscha*) threatened: may affect, not likely to adversely affect  
Puget Sound bull trout (*Salvelinus confluentus*) threatened: may affect, not likely to adversely affect  
Bald eagle (*Haliaeetus leucocephalus*) threatened: may affect, not likely to adversely affect  
Steller Sea-Lion, (*Eumetopias jubatus*), threatened: no effect  
Marbled Murrelet (*Brachyramphus marmoratus*), threatened: no effect  
Humpback Whale, (*Megaptera novaeangliae*), endangered: no effect.

Leatherback Sea Turtle, (*Dermochelys coriacea*), endangered: no effect  
Killer Whale, (*Orcinus orca*), endangered: no effect

**ESSENTIAL FISH HABITAT:** The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact approximately 28,800 square feet of EFH for Pacific salmon, Groundfish, and Coastal Pelagic Species in the project area. The U.S. Army Corps of Engineers (Corps) has determined that the proposed action will not adversely affect designated EFH for federally managed fisheries in Washington waters. No further EFH consultation is necessary.

**CULTURAL RESOURCES:** The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. Known historic properties occur in the vicinity of the proposed project. However, they do not occur in the permit area. The proposed work is of such a limited nature and extent that little likelihood exists for the proposed project to impinge upon an undisturbed historic property. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act (36 CFR 800.4[a] [3]), with any Tribe that has information or concerns with historic properties in the proposed permit area.

**PUBLIC HEARING:** Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

**EVALUATION:** The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

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ADDITIONAL EVALUATION: The State of Washington is reviewing this work (for consistency with the approved Washington Coastal Zone Management Program) (and for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act).

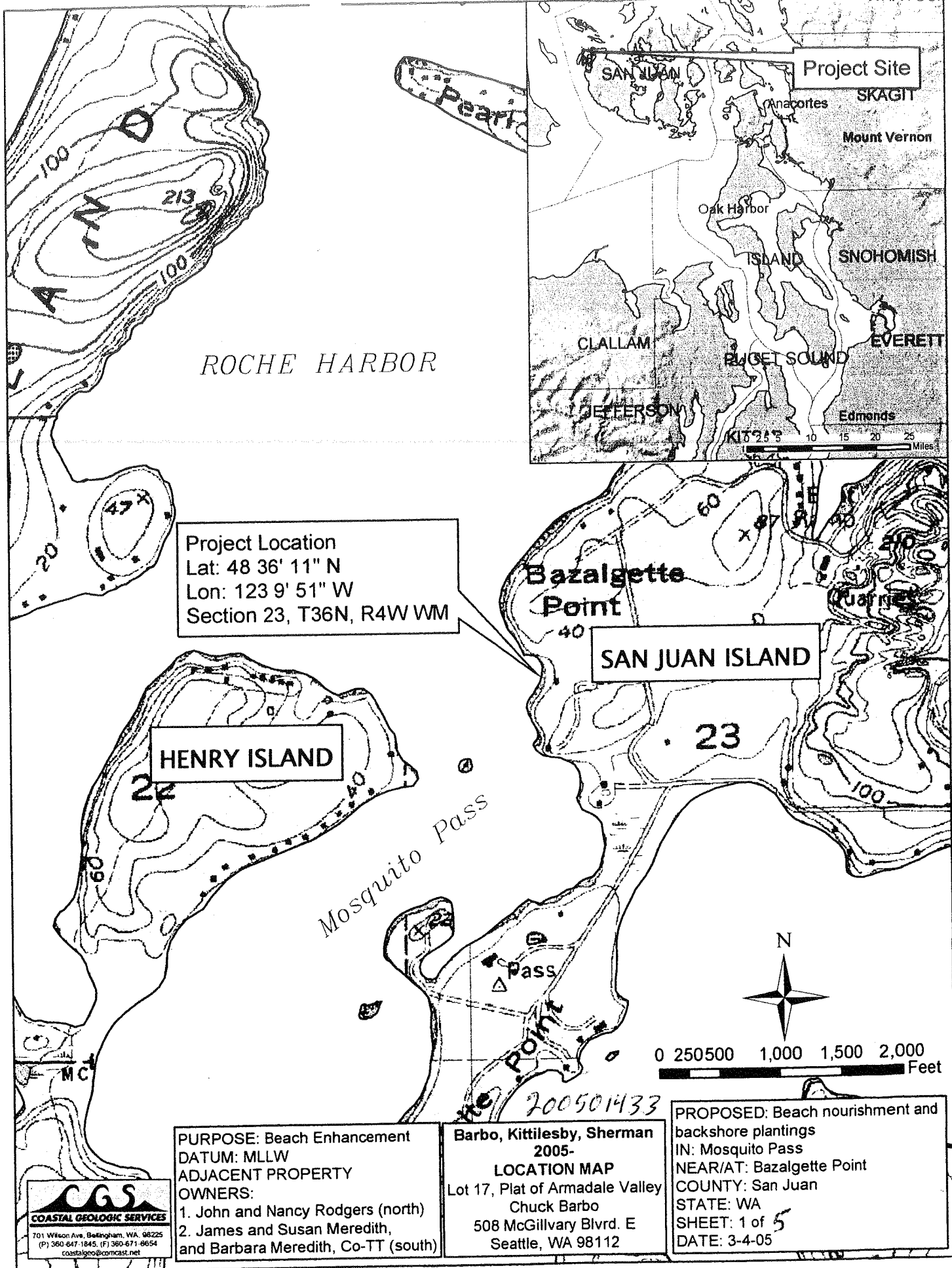
This proposal is the subject of Shorelines Substantial Development Permit No. 06SJ001, being processed by San Juan County.

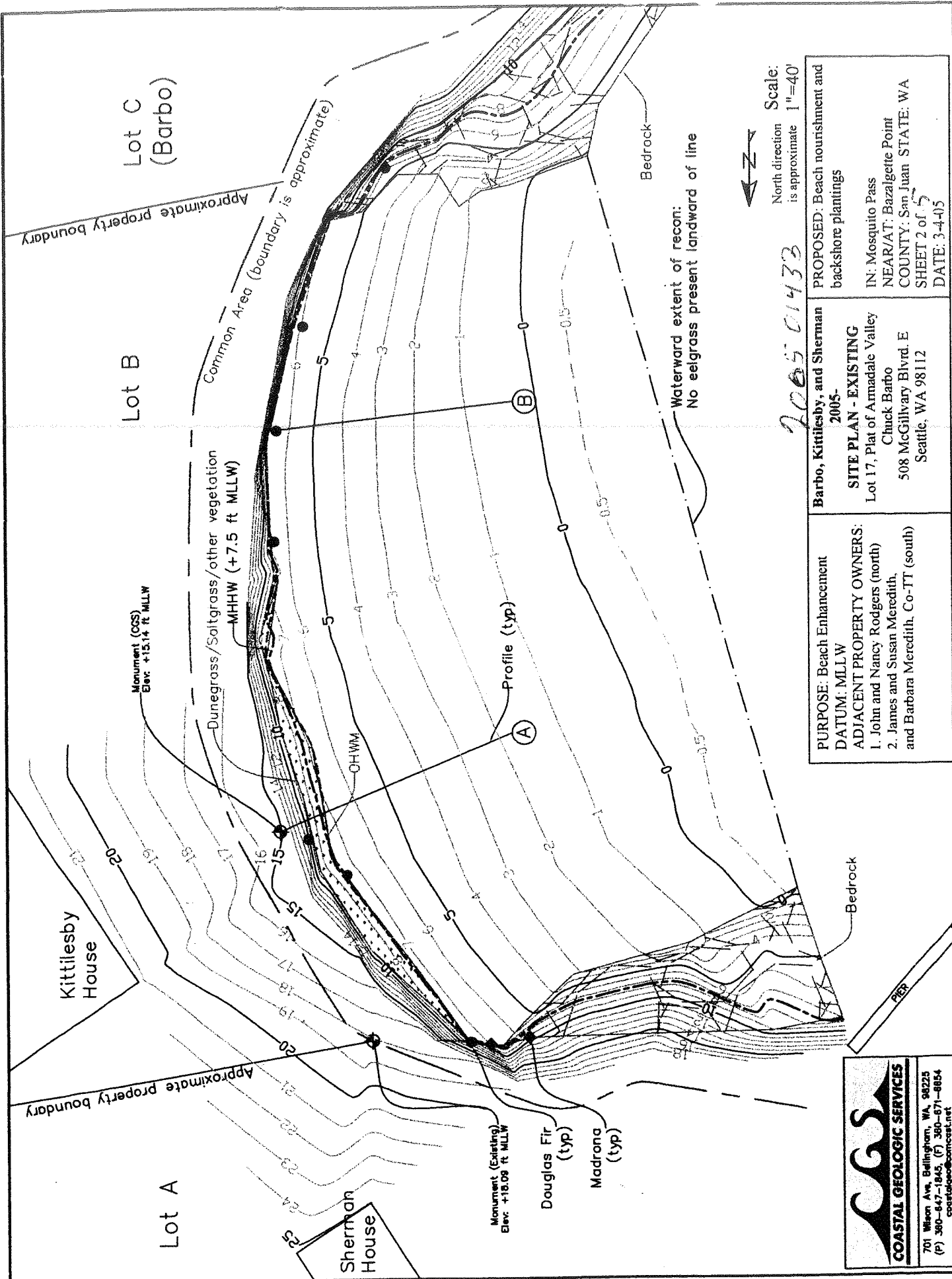
COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to [rozwin.k.liera@usace.army.mil](mailto:rozwin.k.liera@usace.army.mil). Conventional mail comments should be sent U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington 98124-3755. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

Barbo, Charles, 200501433

Encl

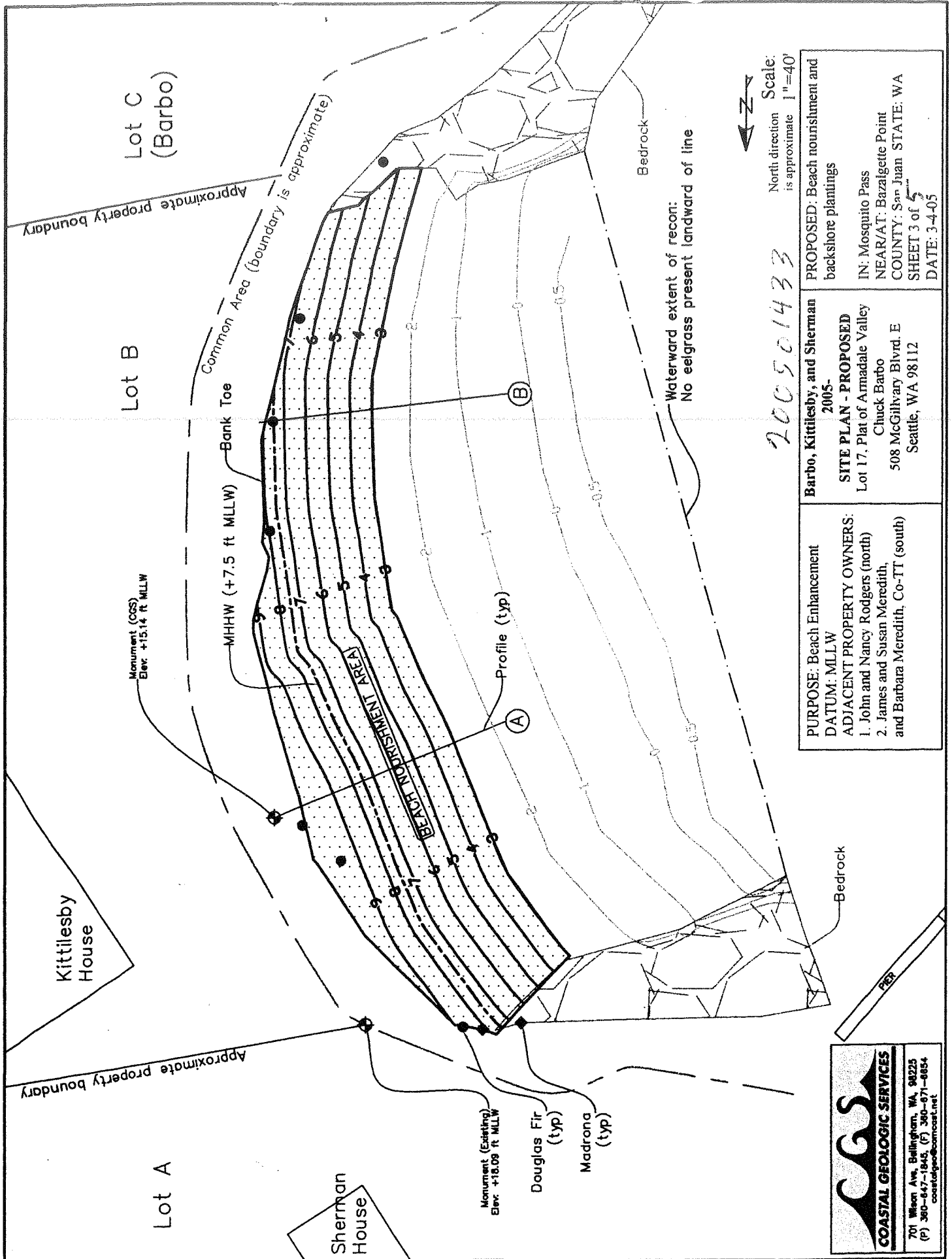
Drawings (5)






<p><b>PURPOSE:</b> Beach Enhancement  <b>DATUM:</b> MLLW</p>	<p><b>ADJACENT PROPERTY OWNERS:</b>            1. John and Nancy Rodgers (north)            2. James and Susan Meredith,            and Barbara Meredith, Co-TT (south)</p>	<p><b>Barbo, Kittlesby, and Sherman 2005-            SITE PLAN - EXISTING</b>            Lot 17, Plat of Armadale Valley            Chuck Barbo            508 McGilvary Blvd. E            Seattle, WA 98112</p>	<p><b>PROPOSED:</b> Beach nourishment and            backshore plantings            IN: Mosquito Pass            NEAR/AT: Bazalette Point            COUNTY: San Juan STATE: WA            SHEET 2 of 5            DATE: 3-4-05</p>
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**CGS**  
**COASTAL GEOLOGIC SERVICES**  
 701 Wilson Ave, Bellingham, WA, 98225  
 (P) 360-847-1845, (F) 360-671-8854  
[coastalgeo@comcast.net](mailto:coastalgeo@comcast.net)

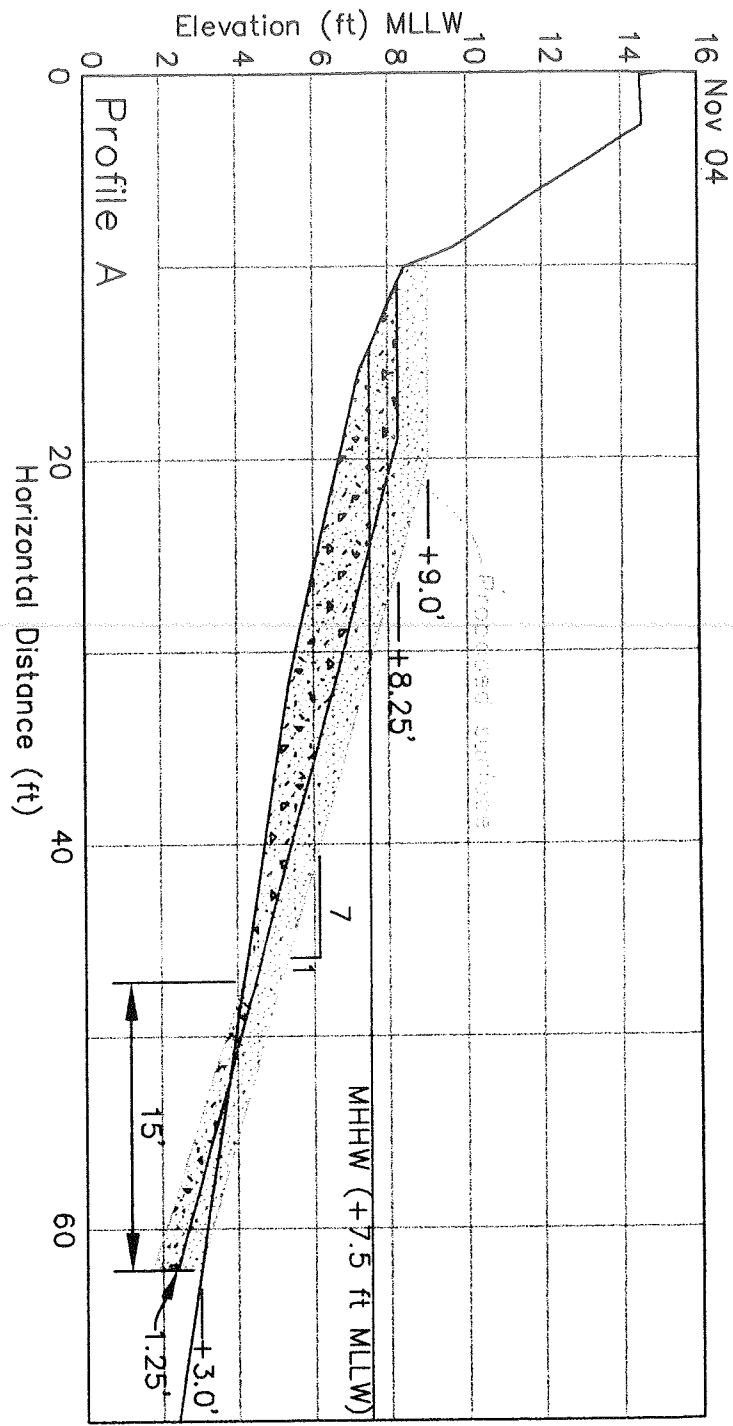
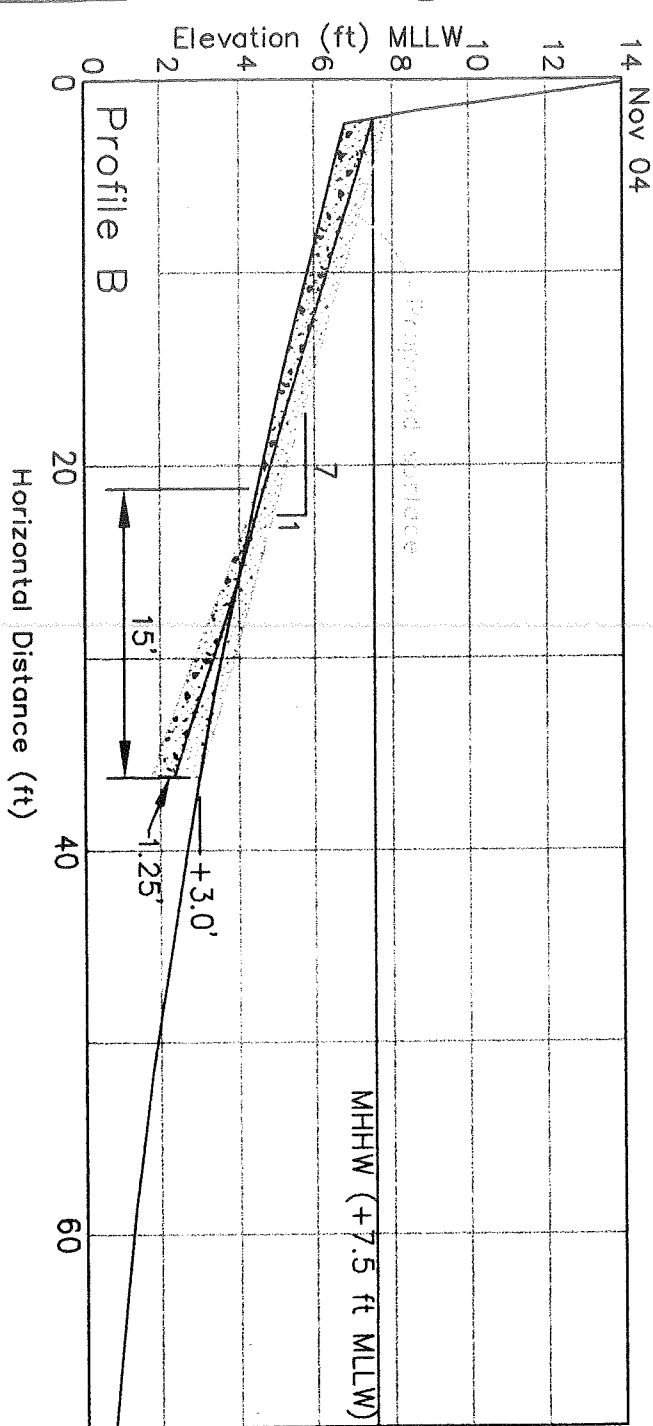


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**COASTAL GEOLOGIC SERVICES**

701 Wilson Ave. Bellingham, WA, 98225  
 (P) 360-647-1845, (F) 360-671-6854  
[coastalgs@comcast.net](mailto:coastalgs@comcast.net)



Scale:

H: 1"=10'

V: 1"=5'



701 Wilson Ave, Bellingham, WA, 98225  
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coastalgeo@comcast.net

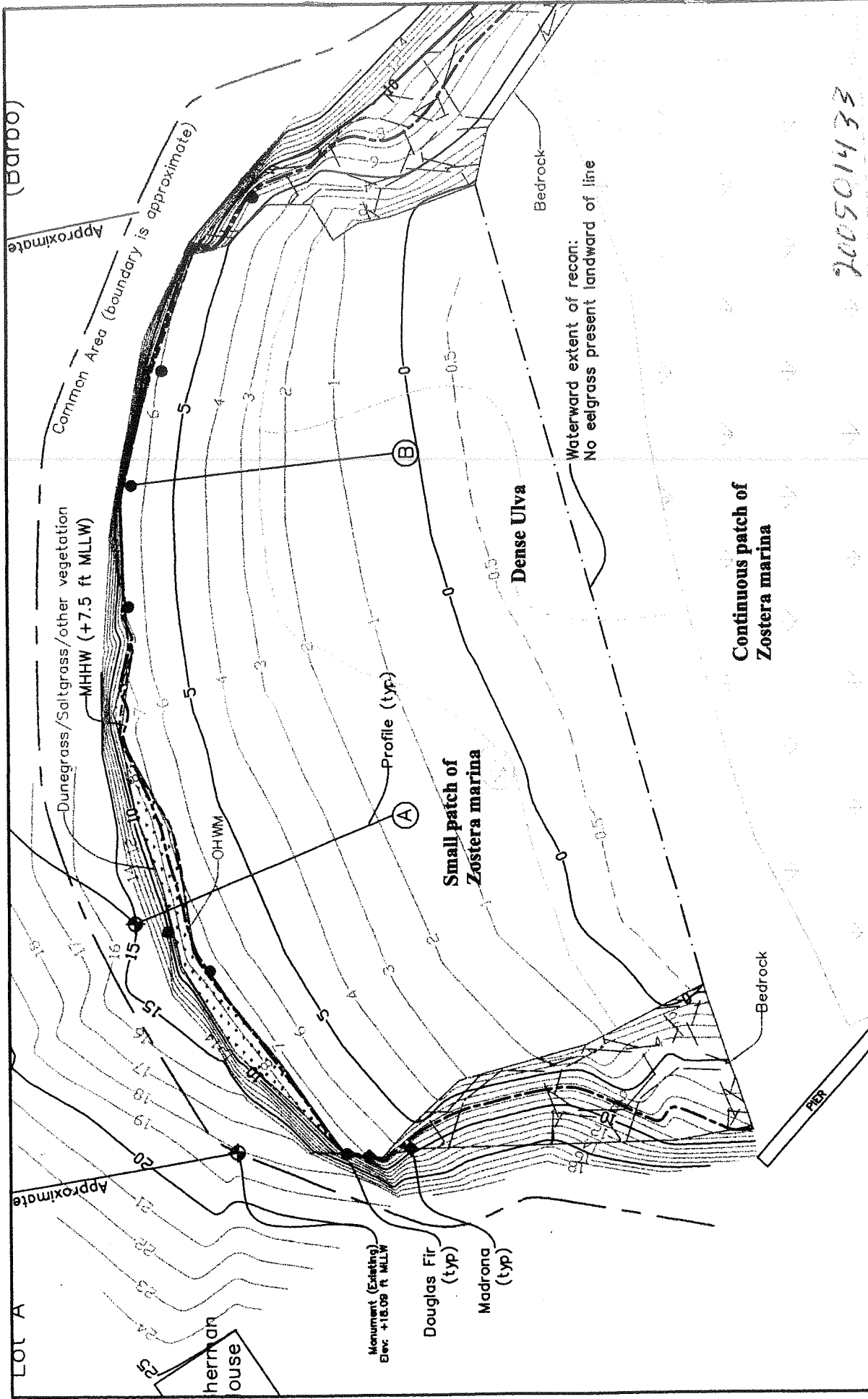
PURPOSE: Beach Enhancement  
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1. John and Nancy Rodgers (north)  
2. James and Susan Meredith,  
and Barbara Meredith, Co-TT (south)

Barbo, Kittlesby, and Sherman  
2005-  
**CROSS SECTIONS**  
Lot 17, Plat of Armadale Valley  
Chuck Barbo  
508 McGillvary Blvd. E  
Seattle, WA 98112

PROPOSED: Beach nourishment  
backshore plantings

IN: Mosquito Pass  
NEAR/AT: Bazalgette Point  
COUNTY: San Juan STATE: V  
SHEET 4 of 5  
DATE: 3-4-05

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[coastalgeo@comcast.net](mailto:coastalgeo@comcast.net)

North direction  
is approximate

Scale:  
1"=40'





STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
*P.O. Box 47600 • Olympia, Washington 98504-7600*  
*(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Notice of Application for  
Water Quality Certification  
and for  
Certification of Consistency with the  
Washington Coastal Zone Management Program

Date: July 5, 2006

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200501433 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the Federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the above referenced project will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that program.

Any person desiring to present views on the project pertaining to the project on either or both (1) compliance with water pollution control laws or (2) the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator  
Department of Ecology  
SEA Program  
Post Office Box 47600  
Olympia, Washington 98504-7600